

Atty Docket No. 701826-055820

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. 09/719,870  
Applicant: Masad J. Damha et al.  
Filed: April 12, 2001  
For: ANTISENSE OLIGONUCLEOTIDE CONSTRUCTS BASED ON  $\beta$ -ARABINOFURANOSE AND ITS ANALOGUES  
Group: 1635  
Examiner: Janet L. Epps-Ford  
  
Confirmation No.: 5859  
Customer No.: 50828

**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a) and 1.10)**

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2. Amendment (10 pp.);
3. Replacement Figure 4 (1 pg.);
4. Return Receipt Postcard;

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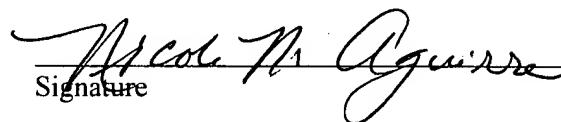
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Date: September 2, 2005

  
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Nicole M. Aguirre  
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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/719,870
Filing Date	April 12, 2001
First Named Inventor	Masad J. Damha
Art Unit	1635
Examiner Name	Janet L. Epps Ford
Attorney Docket Number	701826-055820

### ENCLOSURES (Check all that apply)

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| <input type="checkbox"/> Fee Transmittal Form                             | <input type="checkbox"/> Drawing(s)                                       | <input type="checkbox"/> After Allowance Communication to TC                            |
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| <input checked="" type="checkbox"/> Amendment/Reply                       | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final                                      | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information  |
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#### Remarks

Confirmation No. 5859  
Customer No. 50828

The Commissioner is authorized to charge fee deficiencies or credit overpayments associated with this submission to the NIXON PEABODY LLP Deposit Account No. 50-0850.

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	NIXON PEABODY LLP		
Signature			
Printed name	David S. Resnick		
Date	9/2/05	Reg. No.	34,235

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9/2/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**CERTIFICATE OF MAILING (37 C.F.R. SECTION 1.8(a))**

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Date

Nicole M. Aguirre  
(type or print name of person mailing paper)

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**MAIL STOP AMENDMENT**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria VA 22313-1450**

**AMENDMENT**

Sir:

This communication is responsive to the Office Action dated June 2, 2005, a response to which is due on or before September 2, 2005. Please amend the above-identified patent application as follows:

**Amendments to the claims** are reflected in the listing of claims which begins on page 2 of this paper.

**A Replacement Drawing of Figure 4**, pursuant to the Examiner's request for a clearer image, is attached hereto.

**Remarks/Arguments** begin on page 8 of this paper.